

EXHIBIT 10

3/11/2019

Details

Case Information

2008-1-CV-130677 | Kenmark Ventures, LLC vs T. Thomas, et al

Case Number	Court	File Date
2008-1-CV-130677	Superior Court of Santa Clara - Civil	12/19/2008
Case Type	Case Status	
Breach of Contract/Warranty Unlimited (06)	Closed/Inactive	

Party

Plaintiff/Defendant (Participant)	Active Attorneys ▼
Kenmark Ventures, LLC	Lead Attorney
	Kornbluh, David Irwin
	Retained
	Work Phone
	408-512-3022

Notice (Participant)	Active Attorneys ▼
CESC Neutral Mark V. Isola	Lead Attorney
	Rehon & Roberts APC
	Retained
	Work Phone
	408-494-0900

3/11/2019

Details

Defendant/Cross Complainant (Participant)
Thomas, Tony

Active Attorneys ▼
Attorney
Machado, Robert A.
Retained

Work Phone
408-280-7011

Attorney
Morrissey, Michael T.
Retained

Work Phone
408-872-1850

Lead Attorney
Greenfield Draa & Harrington
LLP
Retained

Work Phone
408-995-5600

Defendant
Electronic Plastics, LLC

Defendant
Gardiner, Michael

Active Attorneys ▼
Pro Se

Cross Complainant (Participant)
A T Emerald, LLC

Active Attorneys ▼
Attorney
Machado, Robert A.
Retained

Work Phone
408-280-7011

Attorney
Morrissey, Michael T.
Retained

3/11/2019

Details

Work Phone
408-872-1850

Lead Attorney
Greenfield Draa & Harrington
LLP
Retained

Work Phone
408-995-5600

Disposition Events

01/09/2013 Judgment▼

Judicial Officer
McKenney, Kevin E

Judgment Type
Stipulated Judgment (CV)

Party

Name: Gardiner, Michael

Comment: dispositiveflag=NO;foragainstcode=A;

Party

Name: Thomas, Tony

Comment: dispositiveflag=NO;foragainstcode=A;

Party

Name: Kenmark Ventures, LLC

Comment: dispositiveflag=NO;foragainstcode=F;

3/11/2019

Details

Judgment - Monetary Award

Awarded To:

Kenmark Ventures, LLC

Judgment Amount: \$6,000,000.00

And Attorney Fees: \$0.00

Awarded Against:

Thomas, Tony

Amount

Pre-Judgment Interest: \$0.00

Costs: \$0.00

Other: \$6,000,000.00

Total: \$6000000.00

Comment: printdate=Jan 9 2013; freetext=\$6,000,000.00 jointly & severally; possessionflag=0;
printpartiesflag=0; origjudgdate=Jan 9 2013; judgstatusdate=Jan 9 2013; judgstatus=Entered; casetype=06UN;

03/07/2014 Judgment ▼

Judicial Officer

Elfvig, William J

Judgment Type

Stipulated Judgment (CV)

Party

Name: Gardiner, Michael

Comment: dispositiveflag=NO;foragainstcode=A;

Party

Name: Kenmark Ventures, LLC

Comment: dispositiveflag=NO;foragainstcode=F;

Judgment - Monetary Award

Awarded To:

Kenmark Ventures, LLC

3/11/2019

Details

Judgment Amount: \$4,500,000.00

And Attorney Fees: \$0.00

Awarded Against:

Gardiner, Michael

Amount

Pre-Judgment Interest: \$0.00

Costs: \$0.00

Other: \$4,500,000.00

Total: \$4500000.00

Comment: printdate=Mar 7 2014; freetext=total judgment: \$4,500,000.00 together with interest, signed by Judge Elfving; possessionflag=0; printpartiesflag=1; origjudgdate=Mar 7 2014; judgstatusdate=Mar 7 2014; judgstatus=Entered; casetype=06UN;

03/07/2014 Judgment▼

Judgment Type

Stipulated Judgment (CV)

Party

Name: CESC Neutral Mark V. Isola

Party

Name: A T Emerald, LLC

Party

Name: Gardiner, Michael

Party

Name: Electronic Plastics, LLC

Party

Name: Thomas, Tony

3/11/2019

Details

Party

Name: Kenmark Ventures, LLC

Events and Hearings

12/19/2008 Civil Case Cover Sheet ▼

Judicial Officer

Levinger, Mary Jo

Comment

Legacy Name = CV Case Cover Sheet Decision = M Closed = 12/19/2008

12/19/2008 Complaint (Unlimited) (Fee Applies) ▼

Judicial Officer

Levinger, Mary Jo

Comment

Legacy Name = CV Complaint Filed/Summs Issued Decision = M Closed = 12/19/2008

12/19/2008 Summons: Issued/Filed ▼

Judicial Officer

Levinger, Mary Jo

Comment

Legacy Name = CV Summons Filed Decision = M Closed = 12/19/2008

01/20/2009 Proof of Service: Summons DLR (Civil) ▼

Judicial Officer

Levinger, Mary Jo

Comment

Legacy Name = CV Proof of Svc Compl/Pet/Summons Decision = M Closed = 01/20/2009

01/20/2009 Proof of Service: Summons DLR (Civil) ▼

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Proof of Svc Compl/Pet/Summons Decision = M Closed = 01/20/2009

01/26/2009 Demurrer ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = hrg 3.24.09 at 9am dept 5; atty kafka Legacy Name = CV Ntc:Demurrer, Unltd Decision = M
Closed = 01/26/2009

01/26/2009 Demurrer ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = special and general demurrers to complt Legacy Name = CV Demurrer, no fees Decision = M
Closed = 01/26/2009

01/26/2009 Memorandum: Points and Authorities ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Memo:Ps & As/Suppt of Demurrer Decision = M Closed = 01/26/2009

01/26/2009 Request: Judicial Notice ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Req:Judicial Ntc Decision = M Closed = 01/26/2009

02/17/2009 Proof of Service ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 02/17/2009

02/24/2009 Proof of Service: Summons DLR (Civil) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = re (atty J. Scanlan) Legacy Name = CV Proof of Svc Compl/Pet/Summons Decision = M Closed =
02/24/2009

02/24/2009 Default Not Entered ▼

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Comment

Text = Party when served does not agree with summon and compl. (see prf filed 01/20/09). Legacy
Name = CV Default Not Entered Decision = M Closed = 02/27/2009

03/05/2009 Proof of Service: Summons DLR (Civil) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = amended Legacy Name = CV Proof of Svc Compl/Pet/Summons Decision = M Closed =
03/05/2009

03/11/2009 Response/Reply ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = response to def tony thomas' demurrer (joseph a. scanlan) Legacy Name = CV Response
Decision = M Closed = 03/11/2009

03/20/2009 Complaint: Amended ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = Atty Scanlan Legacy Name = CV 1st Amended Complaint Decision = M Closed = 03/20/2009

03/20/2009 Summons: Issued/Filed ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = on first amended complaint. Atty Scanlan Legacy Name = CV Summons Filed Decision = M
Closed = 03/20/2009

03/23/2009 Proof of Service ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = served Joseph R. Kafka, atty on behalf of Tony Thomas Legacy Name = CV Proof of Svc
Decision = M Closed = 03/23/2009

03/24/2009 Hearing: Demurrer ▼

Original Type
Hearing: Demurrer

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Hearing Time
9:00 AM

Result
Off Calendar (before hearing)

Comment
Text = Hearing on Demurrer to Portions of the Complaint by Def Tony Thomas (Joseph R. Kafka) *Request for Judicial Notice* *Off-Calendar by Movng Party Joseph Kafka* Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 03/23/2009 Log Note Text = {EvtCD=H06D; Jdg=226; Clk=307; HdrDtm=2009/03/24 1555pm; Notes=none; },

04/14/2009 Proof of Service: Summons DLR (Civil) ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = 1st amended complaint. Atty Scanlan Legacy Name = CV Proof of Svc Compl/Pet/Summons
Decision = M Closed = 04/14/2009

04/21/2009 Notice of Hearing ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = demurrer to first amended complaint, 06-30-09, 9:00 a.m., Dept. 5, (Atty Kafka) Legacy Name = CV Ntc of Hearing re: Decision = M Closed = 04/21/2009

04/21/2009 Demurrer ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = special and general demurrers to first amended compl. Legacy Name = CV Demurrer, no fees
Decision = M Closed = 04/21/2009

04/21/2009 Memorandum: Points and Authorities ▼

Judicial Officer
Levinger, Mary Jo

Comment
Legacy Name = CV Memo:Ps & As/Suppt of Demurrer Decision = M Closed = 04/21/2009

04/21/2009 Request: Judicial Notice ▼

Judicial Officer
Levinger, Mary Jo

Comment
Legacy Name = CV Req:Judicial Ntc Decision = M Closed = 04/21/2009

04/27/2009 Statement: Case Management Conference ▼

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Comment

Text = (Atty Kafka) Legacy Name = CV Case Mgmt Statement Decision = M Closed = 04/27/2009

04/27/2009 Statement: Case Management Conference ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = atty scanlan Legacy Name = CV Case Mgmt Statement Decision = M Closed = 04/27/2009

05/12/2009 Default Entered ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Default Entered Decision = M Closed = 05/13/2009

05/12/2009 Conference: Case Management ▼

Original Type

Conference: Case Management

Judicial Officer
Strickland, Elizabeth

Hearing Time
2:15 PM

Result
Set for:

Comment

Result By = C Result Judge = ES2 - Strickland, Elizabeth Result Date = 05/12/2009

05/14/2009 Default Pending ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Default Pending Decision = M Closed = 05/14/2009

06/17/2009 Opposition/Objections ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = plt's opposition to def tony thomas' general and special demurrer (joseph a. scanlan, jr.) Legacy Name = CV Opposition Decision = M Closed = 06/17/2009

06/22/2009 Response/Reply ▼

Judicial Officer
Levinger, Mary Jo

3/11/2019

Details

Comment

Text = memo of p's and a's in suppt of demurrer to 1st amended complt. Legacy Name = CV Reply
Decision = M Closed = 06/22/2009

06/30/2009 Order: Submitted Matter ▼

Judicial Officer

Levinger, Mary Jo

Comment

Text = -Hearing on Demurrer 6-30-09 D-5 @9AM -Thomas' Demurrer to the Fourth and Fifth COA of the First Amended Complaint on the Ground that They are Uncertain is OVERRULED. -Thomas' Demurrer to the Fourth and Fifth COA of the First Amended Complaint on the Grounds that They Fail to State Facts Sufficient to Constitute a Claim or Fail to State Facts with Sufficient Particularity is OVERRULED. Order Signed by Judge Levinger. Legacy Name = Order on Submitted Matter Decision = M Closed = 07/01/2009

06/30/2009 Hearing: Demurrer ▼

Original Type

Hearing: Demurrer

Judicial Officer

Levinger, Mary Jo

Hearing Time

9:00 AM

Result

Heard: Taken Under Submission

Comment

Text = Hearing on Demurrer to Portions of the First Amended Complaint by Def Tony Thomas (Joseph R. Kafka) *Request for Judicial Notice* Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 06/30/2009 Log Note Text = {EvtCD=H06D; Jdg=226; Clk=483; HdrDtm=2009/06/30 1044pm; Notes=none; },

07/01/2009 Proof of Service: Summons DLR (Civil) ▼

Judicial Officer

Levinger, Mary Jo

Comment

Legacy Name = CV Proof of Svc Compl/Pet/Summons Decision = M Closed = 07/01/2009

07/02/2009 Declaration ▼

Judicial Officer

Levinger, Mary Jo

Comment

Text = of Joseph Scanlan. Atty Scanlan Legacy Name = CV Declaration Decision = M Closed = 07/02/2009

07/09/2009 Hearing: OSC Dismissal Failure to Appear ▼

Original Type

Hearing: OSC Dismissal Failure to Appear

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Hearing Time
10:00 AM

Result
Set for: further CMC

Comment
Text = Re: FTS deft Michael Gardner Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 07/09/2009

07/20/2009 Answer/Response (No Fee) ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = Joseph R. Kafka Legacy Name = CV Answer - NO FEES DUE! Decision = M Closed = 07/20/2009

07/20/2009 Answer (Unlimited) (Fee Applies) ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = taken on x_compl. Legacy Name = CV First Paper Def - Unltd Decision = M Closed = 07/20/2009

07/20/2009 Cross-Complaint ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = Joseph R. Kafka Legacy Name = CV Cross-Complaint Decision = M Closed = 07/20/2009

07/20/2009 Summons: Issued/Filed ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = x-compl. Legacy Name = CV Summons Issued Decision = M Closed = 07/20/2009

07/20/2009 Summons: Issued/Filed ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = x-compl. Legacy Name = CV Summons Filed Decision = M Closed = 07/20/2009

07/20/2009 Statement: Case Management Conference ▼

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Comment

Text = Joseph R. Kafka Legacy Name = CV Case Mgmt Statement Decision = M Closed = 07/20/2009

07/29/2009 Answer (Unlimited) (Fee Applies) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = (In Pro Per) Legacy Name = CV Answer, Unltd, w/fees Decision = M Closed = 07/29/2009

07/29/2009 Request to Waive Court Fees (FW-001) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = Req to Waive Court Fees Decision = M Closed = 07/29/2009

07/30/2009 Order on Court Fee Waiver (FW-003) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = granted in whole judge levinger Legacy Name = Order on Court Fee Waiver Decision = G Closed = 07/30/2009

08/03/2009 Statement: Case Management Conference ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = atty scanlan Legacy Name = CV Case Mgmt Statement Decision = M Closed = 08/03/2009

08/17/2009 General Denial (no fees) ▼

Judicial Officer
Levinger, Mary Jo

Comment

Text = atty scanlan Legacy Name = CV General Denial w/out fees Decision = M Closed = 08/17/2009

08/17/2009 Cross-Complaint ▼

Judicial Officer
Levinger, Mary Jo

Comment

Legacy Name = CV Cross-Complaint Decision = M Closed = 08/17/2009

08/18/2009 Conference: Further Case Management ▼

Original Type
Conference: Further Case Management

3/11/2019

Details

Judicial Officer
Levinger, Mary Jo

Hearing Time
10:00 AM

Result
Continued: Court

Comment
Text = (set from 7/9/09 OSC) Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 08/18/2009

08/24/2009 Answer/Response (No Fee) ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = atty kafka Legacy Name = CV Answer - NO FEES DUE! Decision = M Closed = 08/24/2009

09/14/2009 Statement: Case Management Conference ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = (Atty Scanlan) Legacy Name = CV Case Mgmt Statement Decision = M Closed = 09/14/2009

09/29/2009 Conference: Further Case Management ▼

Original Type
Conference: Further Case Management

Judicial Officer
Levinger, Mary Jo

Hearing Time
10:00 AM

Result
Referral: Civil Early Settlement Conference

Comment
Text = (Cont from 8/18/09) Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 09/29/2009

10/14/2009 Clerk's Notice ▼

Judicial Officer
Levinger, Mary Jo

Comment
Text = Appointment of Neutral Mark V. Isola -sent to all parties Legacy Name = CV Clerk's Notice
Decision = M Closed = 10/14/2009

12/18/2009 Arbitration: Other Action ▼

Judicial Officer
Levinger, Mary Jo

3/11/2019

Details

Comment

Text = Voucher for payment sent to finance Legacy Name = CV Other Arb Action Decision = M Closed = 12/18/2009

01/07/2010 Review: Civil Early Settlement Conf Status ▼

Original Type

Review: Civil Early Settlement Conf Status

Judicial Officer

Levinger, Mary Jo

Hearing Time

10:30 AM

Result

Held: Civil Early Settlement Conference-not settled

Comment

Text = Neutral Appointed 10-14-09: Mark V. Isola (Held 11-20-09, Not Settled) Result By = C Result Judge = MJL - Levinger, Mary Jo Result Date = 01/07/2010

05/04/2010 Conference: Trial Setting ▼

Original Type

Conference: Trial Setting

Judicial Officer

McKenney, Kevin E

Hearing Time

11:00 AM

Result

Continued: Court

Comment

Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 05/04/2010

07/13/2010 Conference: Trial Setting ▼

Original Type

Conference: Trial Setting

Judicial Officer

McKenney, Kevin E

Hearing Time

11:00 AM

Result

Set for S/C and Trial

Comment

Text = (cont from 5/4/10) Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 07/13/2010

08/20/2010 Jury Fee Deposit ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = \$150 for jury fees by tony thomas Legacy Name = CV Jury Fee Deposit Decision = M Closed = 08/20/2010

09/02/2010 Substitution: Attorney ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = former: joseph r. kafka new: anthony j. trepel Legacy Name = CV Substitution of Attorney Decision = M Closed = 09/02/2010

09/02/2010 Substitution: Attorney ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = former: joseph r. kafka new: anthony j. trepel Legacy Name = CV Substitution of Attorney Decision = M Closed = 09/02/2010

09/02/2010 Application: Ex Parte (Fee Applies) ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = def and x-complainant tony thomas' ex parte application and memo of p's and a's to continue trial date and for protective order (anthony j. trepel) Legacy Name = CV Ex Parte Appl Decision = M Closed = 09/02/2010

09/02/2010 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = decl of anthony j. trepel in support of def and x-complainant tony thomas' ex parte application to continue trial date and for protective order (anthony j. trepel) Legacy Name = CV Declaration Decision = M Closed = 09/02/2010

09/02/2010 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of Joseph Scalnan Jr in oppos to ex parte mtn to cont trial and for protective order Legacy Name = CV Declaration Decision = M Closed = 09/02/2010

09/02/2010 Memorandum: Points and Authorities ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = to def Tony Thomas ex parte applic to cont trial date and for protective order atty Joseph Scanlan
Legacy Name = CV Memo:Ps & As/Opposn to Mtn Decision = M Closed = 09/02/2010

09/14/2010 Order ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = order cont trial date Judge McKenney Legacy Name = CV Order Decision = M Closed =
09/14/2010

09/16/2010 Notice: Change Address/Firm Name ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Change of Atty address/Firm Decision = M Closed = 09/16/2010

10/06/2010 Conference: Settlement Jury ▼

Original Type
Conference: Settlement Jury

Judicial Officer
McKenney, Kevin E

Hearing Time
1:30 PM

Result
Vacated

Comment

Text = set for trial setting per order Result By = C Result Judge = KEM - McKenney, Kevin Result Date =
09/14/2010

10/12/2010 Jury Trial: Long Cause ▼

Original Type
Jury Trial: Long Cause

Judicial Officer
McKenney, Kevin E

Hearing Time
8:45 AM

Result
Vacated

Comment

Text = tim est 7 days Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 09/14/2010

3/11/2019

Details

10/26/2010 Conference: Trial Setting ▼

Original Type

Conference: Trial Setting

Judicial Officer

McKenney, Kevin E

Hearing Time

11:00 AM

Result

Set for S/C and Trial

Comment

Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 10/26/2010

12/02/2010 Jury Fee Deposit ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = \$150 paid Legacy Name = CV Jury Fee Deposit Decision = M Closed = 12/02/2010

01/13/2011 Application: Ex Parte (Fee Applies) ▼

Judicial Officer

Monahan, William

Comment

Text = memo of p's and a's in support of appl for OST for mtn to compel (atty Orellana) Legacy Name = CV Ex Parte Appl Decision = M Closed = 01/13/2011

01/13/2011 Declaration ▼

Judicial Officer

Monahan, William

Comment

Text = of J Carlos Orellana in support of ex parte appl Legacy Name = CV Declaration Decision = M Closed = 01/13/2011

01/13/2011 Declaration ▼

Judicial Officer

Monahan, William

Comment

Text = of Joseph A Scanlan in support of ex parte appl. Legacy Name = CV Declaration Decision = M Closed = 01/13/2011

01/13/2011 Order: Ex Parte ▼

Judicial Officer

Monahan, William

3/11/2019

Details

Comment

Text = motion will be heard at 9am 2-4-11 in dept 18 - signed by judge monahan Legacy Name = CV Ex Parte Order Decision = G Closed = 01/13/2011

01/13/2011 Notice: Entry of Order ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Ntc:Entry of Order Decision = M Closed = 01/13/2011

01/13/2011 Motion: Compel ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = discovery responses; hrg 2.4.11 at 9am dept 18; atty scanlan Legacy Name = CV Ntc:Mtn to Compel Decision = M Closed = 01/13/2011

01/13/2011 Memorandum: Points and Authorities ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Memo:Ps & As/Suppt of Mtn Decision = M Closed = 01/13/2011

01/13/2011 Declaration: In Support ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = joseph a scanlan Legacy Name = CV Decl in Support Decision = M Closed = 01/13/2011

01/13/2011 Declaration: In Support ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = j carlos orellana Legacy Name = CV Decl in Support Decision = M Closed = 01/13/2011

02/03/2011 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = to mtn to compel & for sanc, Micahel Gardiner Legacy Name = CV Opposition Decision = M Closed = 02/03/2011

02/03/2011 Declaration: In Support ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = of Michael Gardiner of opp to mtn to compel & for sanc Legacy Name = CV Decl in Support
Decision = M Closed = 02/03/2011

02/03/2011 Proof of Service: Electronic ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of opp to mtn to compel; decl of M. Gardiner, on Joseph Scanlan, Anthony Trepel, 02-03-11
Legacy Name = CV Proof of Svc by Email Decision = M Closed = 02/03/2011

02/04/2011 Order ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = granting Kenmark's mtn to compel and for sanctions (Mr. Gardiner shall pay \$1,485.00 to counsel for Kenmark within 20 days - granted by Judge Monahan **see order for details** Legacy Name = CV
Order Decision = M Closed = 02/04/2011

02/04/2011 Notice: Entry of Order ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Ntc:Entry of Order Decision = M Closed = 02/04/2011

02/04/2011 Motion: Compel Answers ▼

Original Type
Motion: Compel Answers

Judicial Officer
Monahan, William

Hearing Time
9:00 AM

Result
Heard: Granted

Comment

Text = Motion to Compel Def Michael Gardiner's Responses to Form Interrogs, Inspection Demand, Requests for Production, Sets One, Attendance at Deposition and for Sanctions by Plt Kenmark Ventures, LLC (Joseph A. Scanlan, Jr.) OST Result By = C Result Judge = WM - Monahan, William Result Date = 02/04/2011 Log Note Text = {EvtCD=H13M; Jdg=540; Clk=204; HdrDtm=2011/02/04 1044pm; Notes=[#=5; LgCd=EICON; LstTm=1045AM; LgTxt=Granted CV Mtn to Compel Answers Motion to Compel Def Michael Gardiner's Responses to Form Interrogs, Inspection Demand, Requests for Production, Sets One, Attendance at Deposition and for Sanctions by Plt Kenmark Ventures, LLC (Joseph A. S); },

02/07/2011 Motion: to be Relieved as Counsel ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV
Ntc:Mtn/Relieve as Counsel Decision = M Closed = 02/07/2011

02/07/2011 Declaration: In Support ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV Decl:Support
Atty Mtn to be Relieved Decision = M Closed = 02/07/2011

02/07/2011 Proof of Service: Mail ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = RE: Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV Proof of
Svc/Regular Mail Decision = M Closed = 02/07/2011

02/07/2011 Motion: to be Relieved as Counsel ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV
Ntc:Mtn/Relieve as Counsel Decision = M Closed = 02/07/2011

02/07/2011 Declaration: In Support ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV Decl:Support
Atty Mtn to be Relieved Decision = M Closed = 02/07/2011

02/07/2011 Proof of Service: Mail ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Motion to be relieved as counsel, 3/17/11 at 9:00am in Dept. 20. Legacy Name = CV Proof of
Svc/Regular Mail Decision = M Closed = 02/07/2011

02/09/2011 Application and Order: Ex Parte ▼

Judicial Officer
McKenney, Kevin E

3/11/2019

Details

Comment

Text = Application for Reconsideration of 2-4-11 Court Order by Defendant Michael Gardiner, In Pro Per
 Order Legacy Name = CV Ex Parte Appl & Order Decision = M Closed = 02/09/2011

02/09/2011 Notice ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Def Michael Gardiner's Ex Parte Application for Reconsideration of 2-4-11 Court Order Legacy
 Name = CV Ntc of... Decision = M Closed = 02/09/2011

02/09/2011 Declaration ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of Michael Gardiner in support of Ex Parte Application for Reconsideration of 2-4-11 Court Order
 Legacy Name = CV Declaration Decision = M Closed = 02/09/2011

02/09/2011 Proof of Service: Electronic ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc by Email Decision = M Closed = 02/09/2011

02/09/2011 Order: Ex Parte ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = rescinding court's ord of 02-04-11 & stay of proceedings to permit him to retain counsel & to
 allow counsel to prepare: Mtn for reconsideration & temp stay until the outcome of the hrg on this mtn is
 granted; if the court trial stays on 3-07-11, this mtn shall be heard on 02-18-11, 9am, dept. 18. If cmc
 judge cont's trial, this mtn w/be heard on regular ntc on 4-01-11, 9am, dept. 18 by Judge Monahan. Trial
 date & msc vac'd. case set for cmc on 3-17-11, 10am, detp. 20, by Judge McKenney Legacy Name = CV
 Ex Parte Order Decision = M Closed = 02/09/2011

02/28/2011 Proof of Service ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 02/28/2011

02/28/2011 Proof of Service ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 02/28/2011

03/02/2011 Statement: Case Management Conference ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = Pro Per Legacy Name = CV Case Mgmt Statement Decision = M Closed = 03/02/2011

03/02/2011 Proof of Service ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Pro Per Legacy Name = CV Proof of Svc Decision = M Closed = 03/02/2011

03/02/2011 Declaration: In Opposition ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to Motion to be Relieved as Counsel by Def Anthony Thomas (Anthony Thomas, In Pro Per)

Legacy Name = CV Decl in Opposition Decision = M Closed = 03/02/2011

03/02/2011 Declaration: In Opposition ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to Motion to be Relieved as Counsel (Anthony "Tony" Thomas, In Pro Per) Legacy Name = CV

Decl in Opposition Decision = M Closed = 03/02/2011

03/02/2011 Conference: Settlement Jury ▼

Original Type
Conference: Settlement Jury

Judicial Officer
McKenney, Kevin E

Hearing Time
9:00 AM

Result
Vacated by Court

Comment

Text = (set for CMC, 3/17/11) Result By = C Result Judge = KEM - McKenzie, Kevin Result Date = 02/09/2011

03/03/2011 Statement: Case Management Conference ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = (atty: Gavin H McGrane Legacy Name = CV Case Mgmt Statement Decision = M Closed = 03/03/2011

3/11/2019

Details

03/03/2011 Proof of Service ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 03/03/2011

03/07/2011 Jury Trial: Long Cause ▼

Original Type

Jury Trial: Long Cause

Judicial Officer

McKenney, Kevin E

Hearing Time

8:45 AM

Result

Vacated by Court

Comment

Text = Est. 10 days; (set for CMC 3/17/11) Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 02/09/2011

03/08/2011 Response/Reply ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Memorandum of P's & A's in Support of Mtn.to be Relieved as Counsel (William McGrane) 3-17-11 D-20 @ 9AM Legacy Name = CV Reply Decision = M Closed = 03/08/2011

03/08/2011 Declaration ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Of Anthony J. Trepel 3-17-11 D-20 @ 9AM Legacy Name = CV Declaration Decision = M Closed = 03/08/2011

03/14/2011 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = to Motion to be Relieved as Counsel (Joseph R. Karfka) 3-17-11 @9am in D-20 Legacy Name = CV Opposition Decision = M Closed = 03/15/2011

03/17/2011 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Comment

Text = & mtn to strike decl of Joseph R. Kafka, Gavin h. McGrane Legacy Name = CV Objection...
Decision = M Closed = 03/17/2011

03/17/2011 Proof of Service: Mail ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = by electronic mail, of ogj & mtn to strike decl of J. Kafka, on multiple parties, 3-16-11 Legacy
Name = CV Proof of Svc/Regular Mail Decision = M Closed = 03/17/2011

03/17/2011 Conference: Further Case Management ▼

Original Type

Conference: Further Case Management

Judicial Officer

McKenney, Kevin E

Hearing Time

10:00 AM

Result

Continued: Court

Comment

Text = (set per order filed 2/9/11); **Telephonic appearance as to Michael D. Gardiner, deft in pro per** Result
By = C Result Judge = KEM - McKenney, Kevin Result Date = 03/17/2011

03/17/2011 Motion: Withdraw as attorney ▼

Original Type

Motion: Withdraw as attorney

Judicial Officer

McKenney, Kevin E

Hearing Time

9:00 AM

Result

Heard: Taken Under Submission

Comment

Text = Motion to be Relieved as Counsel of Record for X-Complt A T Emerald, LLC (Anthony J. Trepel) Result
By = C Result Judge = KEM - McKenney, Kevin Result Date = 03/17/2011 Log Note Text = {EvtCD=C203;
Jdg=252; Clk=203; HdrDtm=2011/03/17 1016pm; Notes=[#5; LgCd=EICON; LstTm=1016AM; LgTxt=Taken
under Submission CV Mtn: Withdraw as atty Motion to be Relieved as Counsel of Record for X-Complt A T
Emerald, LLC (Anthony J. Trepel)]; },

03/17/2011 Motion: Withdraw as attorney ▼

Original Type

Motion: Withdraw as attorney

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Hearing Time

9:00 AM

Result

Heard: Taken Under Submission

Comment

Text = Motion to be Relieved as Counsel of Record for Def/X-Complt Tony Thomas (Anthony J. Trepel) Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 03/17/2011 Log Note Text = {EvtCD=C203; Jdg=252; Clk=203; HdrDtm=2011/03/17 1016pm; Notes=[#=5; LgCd=EICON; LstTm=1016AM; LgTxt=Taken under Submission CV Mtn: Withdraw as atty Motion to be Relieved as Counsel of Record for Def/X-Complt Tony Thomas (Anthony J. Trepel)];, },

03/28/2011 Motion: Reconsideration ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of crts ordere of 2/4/11 adn for stay of proceedings (pro per) 4/29/11 D-18 @9 Legacy Name = CV Ntc:Mtn to Reconsider Decision = M Closed = 03/28/2011

03/29/2011 Conference: Further Case Management ▼

Original Type

Conference: Further Case Management

Judicial Officer

McKenney, Kevin E

Hearing Time

10:00 AM

Result

Set for:

Comment

Text = (cont from 3/17/11); Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 03/29/2011

04/01/2011 Reserved ▼

Original Type

Reserved

Judicial Officer

Monahan, William

Hearing Time

9:00 AM

Result

Off calendar: moving papers not filed

Comment

Text = Resv- Motion to Reconsider Order dated 02/04/2011 by Def Michael Gardiner (Michael Gardiner, In Pro Per) *set per 02/09/11 Order**Off calendar, moving paper not filed timely** Result By = C Result Judge = WM - Monahan, William Result Date = 03/10/2011

04/19/2011 Memorandum: Points and Authorities ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = mtn for reconsideration of order compelling answers; requiring attendance at deposition and for sanctions; 04/29/11 9am dept 18 (atty Scanlan) Legacy Name = CV Memo:Ps & As/Opposn to Mtn
Decision = M Closed = 04/19/2011

04/19/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of Joseph Scanlan Jr. in opposition to mtn for reconsideration; 04/29/11 9am dept 18 (atty Scanlan) Legacy Name = CV Declaration Decision = M Closed = 04/19/2011

04/20/2011 Proof of Service: Personal ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = AMENDED PROOF OF SERVICE BY ATTY JOSEPH A. SCANLAN JR. Legacy Name = CV
Proof of Svc/Express/Overnight Decision = M Closed = 04/20/2011

04/21/2011 Statement: Case Management Conference ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = (Atty McGrane) Legacy Name = CV Case Mgmt Statement Decision = M Closed = 04/21/2011

04/28/2011 Request: Judicial Notice ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = in sup of reply memo p&as in su of mtn to w/draw, Gavin H. McGrane Legacy Name = CV
Req:Judicial Ntc Decision = M Closed = 04/28/2011

04/29/2011 Order: Submitted Matter ▼

Judicial Officer
Monahan, William

Comment

Text = Order Re: Def Michael Gardniner's Mtn fro Reconsideration of the Court's Order of Feb. 4, 2011 and for Stay Proceeding is Denied (Judge Monahan) Legacy Name = Order on Submitted Matter
Decision = M Closed = 05/06/2011

04/29/2011 Motion: Reconsider ▼

3/11/2019

Details

Original Type

Motion: Reconsider

Judicial Officer

Monahan, William

Hearing Time

9:00 AM

Result

Heard: Taken Under Submission

Comment

Text = Motion to Reconsider Order dated 02/04/2011 Granting Plt's Motion to Compel Def Michael Gardiner's Responses to Form Interrogs, Inspection Demand, Requests for Production, Sets One, Attendance at Deposition, and for Stay of Proceedings to Permit Pro Se Def Michael Gardiner to Obtain Counsel by Def Michael Gardiner (Michael Gardiner, In Pro Per) Result By = C Result Judge = WM - Monahan, William Result Date = 04/29/2011

05/03/2011 Conference: Trial Setting ▼

Original Type

Conference: Trial Setting

Judicial Officer

McKenney, Kevin E

Hearing Time

11:00 AM

Result

Set for S/C and Trial

Comment

Text = (set from 3/29/11) Telephonic appearance as to Michael Gardiner pro per Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 05/03/2011

05/04/2011 Order: Submitted Matter ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Order granting Trepel McGrane Greenfield LLP's mtn to be relieved as counsel of record for A T Emerald LLC Signed by Judge McKenney MSC 7-27-11 (time TBA) and Trial 8-1-11 8:45am Dept. 20 Legacy Name = Order on Submitted Matter Decision = G Closed = 05/05/2011

05/04/2011 Order: Submitted Matter ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Order granting Trepel McGrane Greenfield LLP's mtn to be relieved as counsel of record for Tony Thomas. Signed by Judge McKenney MSC 7-27-11 (time TBA) and Trial 8-1-11 8:45am Dept. 20 Legacy Name = Order on Submitted Matter Decision = G Closed = 05/05/2011

05/09/2011 Notice: Entry of Order ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = Re: motion to be relieved as counsel. Legacy Name = CV Ntc:Entry of Order Decision = M Closed = 05/09/2011

05/20/2011 Substitution: Attorney ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = new atty Morrissey Legacy Name = CV Substitution of Attorney Decision = M Closed = 05/20/2011

05/20/2011 Substitution: Attorney ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = New atty Morrissey Legacy Name = CV Substitution of Attorney Decision = M Closed = 05/20/2011

05/24/2011 Application: Ex Parte (Fee Applies) ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = for an OST on Motion for Terminating Sanctions by Plt (Joseph A. Scanlan, Jr.) Legacy Name = CV Ex Parte Appl Decision = M Closed = 05/24/2011

05/24/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of Joseph A. Scanlan, Jr. in support of Plt's Ex Parte Application for an OST on Motion for Terminating Sanctions Legacy Name = CV Declaration Decision = M Closed = 05/24/2011

05/24/2011 Order: Ex Parte ▼

Judicial Officer
Monahan, William

Comment

Text = shortening time to hear mtn for terminating sanctions on 6/24/11, at 9:00 a.m. in dept 18. The motion must be filed & served on regular ntc in accordance with ccp. A courtesy copy of all papers in relation to mtn shall also be served by email. Order signed by Judge Monahan. Legacy Name = CV Ex Parte Order Decision = G Closed = 05/24/2011

05/24/2011 Motion: Other ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = for terminating sanctions against def michael gardiner; 6/24/11 9:00 am dept. 18 (atty scanlan)
Legacy Name = CV Ntc:Motion w/fee Decision = M Closed = 05/25/2011

05/24/2011 Proof of Service ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 05/25/2011

05/24/2011 Motion: Other ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = for terminating sanctions against def michael gardiner; 6/24/11 9:00 am dept. 18 (atty scanlan)
Legacy Name = CV Mtn:Other/no fee Decision = M Closed = 05/25/2011

05/24/2011 Declaration: In Support ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of joseph scanlan in support of mtn for terminating sanctions against def michael gardiner; 6/24/11 9:00 am dept. 18 (atty scanlan) Legacy Name = CV Decl in Support Decision = M Closed = 05/25/2011

05/25/2011 Proof of Service: Mail ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc/Regular Mail Decision = M Closed = 05/25/2011

06/07/2011 Motion: Other ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = for leave to file cross-complaint and 1st amended answer to plt's 1st amended complaint; 7/5/11 9:00 am dept. 20 (atty morrissey) Legacy Name = CV Ntc:Motion w/fee Decision = M Closed = 06/07/2011

06/07/2011 Memorandum: Points and Authorities ▼

Judicial Officer
McKenney, Kevin E

3/11/2019

Details

Comment

Text = for leave to file cross-complaint and 1st amended answer to plt's 1st amended complaint; 7/5/11 9:00 am dept. 20 (atty morrissey) Legacy Name = CV Memo:Ps & As/Suppt of Mtn Decision = M Closed = 06/07/2011

06/07/2011 Declaration: In Support ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of michael morrissey in support of mtn for leave to file cross-complaint and 1st amended answer to plt's 1st amended complaint; 7/5/11 9:00 am dept. 20 (atty morrissey) Legacy Name = CV Decl in Support Decision = M Closed = 06/07/2011

06/13/2011 Proof of Service: Electronic ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc by Email Decision = M Closed = 06/14/2011

06/13/2011 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = to Plt's Motion to Terminating Sanctions against Def Michael Gardiner by Def (Michael Gardiner, In Pro Per) 6-24-11 @9am in d-18 Legacy Name = CV Opposition Decision = M Closed = 06/14/2011

06/13/2011 Declaration ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of Michael Gardiner in support of Def's Opposition to Plt's Motion for Terminating Sanctions against Def Michael Gardiner Legacy Name = CV Declaration Decision = M Closed = 06/14/2011

06/17/2011 Brief: Reply ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = in sjp of mtn for terminating sanc, Joseph A. Scanlan, Jr. Legacy Name = CV Reply Brief Decision = M Closed = 06/17/2011

06/20/2011 Substitution: Attorney ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Old pro per, new atty Douglass (FF 495023371) Legacy Name = CV Substitution of Attorney Decision = M Closed = 06/20/2011

3/11/2019

Details

06/20/2011 Notice ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = ntc of subst of counsel amd appearance. (FF 495023371) Legacy Name = CV Ntc of... Decision =
M Closed = 06/20/2011

06/21/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to mtn for leave to amend xcomplt & answer, J. carlos Orellana Legacy Name = CV Opposition
Decision = M Closed = 06/21/2011

06/21/2011 Declaration: In Support ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of J. Carlos Orellana of opp to mtn for leave to amend xcomplt & answer Legacy Name = CV Decl
in Support Decision = M Closed = 06/21/2011

06/21/2011 Proof of Service: Mail ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = & by electronic mail of opp to mtn for leave to amend xcomplt & answer; decl of J. Orellana; proof
of serv, on Michael T. Morrissey & Patricia D. Douglas, 6-21-11 Legacy Name = CV Proof of Svc/Regular
Mail Decision = M Closed = 06/21/2011

06/24/2011 Notice: Association/Co-Counsel ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Robert A. Machado (ff # 495023434) Legacy Name = CV Association of Attys Decision = M
Closed = 06/24/2011

06/24/2011 Order After Hearing - POS ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = Plt's motion for terminating or issue sanctions against Def Michael Gardiner is denied without
prejudice, Signed by Hon. William J. Monahan Legacy Name = CV Ord After Hearing Decision = D
Closed = 06/28/2011

3/11/2019

Details

06/24/2011 Proof of Service ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 06/28/2011

06/24/2011 Motion: Sanctions ▼

Original Type

Motion: Sanctions

Judicial Officer

Monahan, William

Hearing Time

9:00 AM

Result

Heard: Denied

Comment

Text = Motion for Terminating Sanctions Against Def Michael Gardiner for Failure to Comply with the February 4, 2011 and April 29, 2011 Court Orders by Plt Kenmark Ventures, LLC (J. Carlos Orellana), OST Result By = C Result Judge = WM - Monahan, William Result Date = 06/24/2011

06/28/2011 Memorandum ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of p's & a's in reply to opposition to mtn for leave to file a first amended X-Complaint (Michael Morrissey) 7-5-11 9:00 D20 Legacy Name = CV Memorandum Decision = M Closed = 06/28/2011

07/05/2011 Motion: Leave to File ▼

Original Type

Motion: Leave to File

Judicial Officer

McKenney, Kevin E

Hearing Time

9:00 AM

Result

Heard: Denied

Comment

Text = Motion for Leave to File a First Amended Cross-Complaint by Def/X-Complts Tony Thomas and AT Emerald, LLC (Michael T. Morrissey) Result By = C Result Judge = KEM - McKenzie, Kevin Result Date = 07/05/2011

07/18/2011 Application and Order: Ex Parte ▼

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Comment

Text = for OST a Mtn to Continue Trial Date (M. Morrissey) *Pending* Legacy Name = CV Ex Parte Appl & Order Decision = M Closed = 07/18/2011

07/18/2011 Proof of Service: Personal ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = re Served Civil Subpoena for personal appearance at trial on Ronald Ringsrud (Atty J. Carlos Orellana) Legacy Name = CV Proof of Personal Svc Decision = M Closed = 07/18/2011

07/21/2011 Document: Other ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = proof of serv of civil supoena (duces tecum) for personal appr & prod of docs 7 thing @ trial or hrg & decl, on Lori Pucinelli Stern, 7-19-11 Legacy Name = CV Other Decision = M Closed = 03/07/2014

07/25/2011 Order After Hearing - POS ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Order Denying Defs' Motion for Leave to File a First Amended Cross-Complaint and First Amended Answer heard 7-5-11. Signed by Judge McKenney Legacy Name = CV Ord After Hearing Decision = D Closed = 08/02/2011

07/27/2011 Conference: Settlement Jury ▼

Original Type

Conference: Settlement Jury

Judicial Officer

McKenney, Kevin E

Hearing Time

9:00 AM

Result

vacated; reset future month

Comment

Text = Temporary Judge - William Kirkpatrick Dept. 20 Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 07/25/2011

08/01/2011 Jury Trial: Long Cause ▼

Original Type

Jury Trial: Long Cause

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Hearing Time

8:45 AM

Result

vacated; reset future month

Comment

Text = Est. 10 days Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 07/25/2011

08/26/2011 Notice ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = inactive status (ff # 495024018) Legacy Name = CV Ntc of... Decision = M Closed = 08/26/2011

09/21/2011 Statement: Settlement Conference ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = (Joseph A. Scanlan, Jr.) Legacy Name = CV Statement: Settlement Conf Decision = M Closed = 09/22/2011

09/23/2011 Statement: Settlement Conference ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = (Robert A. Machado) Legacy Name = CV Statement: Settlement Conf Decision = M Closed = 09/26/2011

09/28/2011 Conference: Settlement Jury ▼

Original Type

Conference: Settlement Jury

Judicial Officer

McKenney, Kevin E

Hearing Time

9:00 AM

Result

Not settled

Comment

Text = Temporary Judge - Chris Graham Courtroom Dept. 20 Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 09/28/2011

09/30/2011 Proof of Service ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Proof of Svc Decision = M Closed = 09/30/2011

3/11/2019

Details

09/30/2011 Exhibit List (Court) ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Exhibits List Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = #1 to exclude evidence of unpled supposed fraud. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = #2 To exclude evidence that is properly brought only in a shareholders derivative suit. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = #3 To exclude evidence about the value of the Thomas Emerald and previous efforts measure.... Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = #4 To bar or severely limit plttff's use of defts Criminal conviction to prevent unfair p-rejudice. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Brief: Trial ▼

Judicial Officer

McKenney, Kevin E

Comment

Legacy Name = CV Trial Brief Decision = M Closed = 09/30/2011

09/30/2011 Statement ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = Of the case. Legacy Name = CV Statement Decision = M Closed = 09/30/2011

3/11/2019

Details

09/30/2011 Brief: Trial ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = by atty Joseph A. Scanlan, Jr. Legacy Name = CV Trial Brief Decision = M Closed = 09/30/2011

09/30/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of J. Carlos Orellan in supp of plf'smtn in limine #2, by atty Joseph A. Scanlan, Jr. Legacy Name = CV Declaration Decision = M Closed = 09/30/2011

09/30/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of counsel in supp in supp of plf'smtn in limine #4, by atty Joseph A. Scanlan, Jr. Legacy Name = CV Declaration Decision = M Closed = 09/30/2011

09/30/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of J. Carlos Orellana in supp of plf'smtn in limine #5 Legacy Name = CV Declaration Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = #1, by atty Joseph Scanlan, Jr. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = #2, atty Joseph Scanlan, Jr. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

3/11/2019

Details

Judicial Officer
McKenney, Kevin E

Comment

Text = #3, atty J. Scanlan, Jr. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = #4, atty Scanlan, Jr. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = #5, atty Scanlan, Jr. Legacy Name = CV Mtn In Limine Decision = M Closed = 09/30/2011

09/30/2011 Statement ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = atty Scanlan, Jr. Legacy Name = CV Statement of the Case Decision = M Closed = 09/30/2011

09/30/2011 Exhibit List (Court) ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = atty Scanlan, jr. Legacy Name = CV Exhibits List Decision = M Closed = 09/30/2011

09/30/2011 Exhibit List (Court) ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Exhibits List Decision = M Closed = 09/30/2011

09/30/2011 Statement ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Statement Decision = M Closed = 09/30/2011

09/30/2011 Brief: Trial ▼

Judicial Officer
McKenney, Kevin E

Comment

Legacy Name = CV Trial Brief Decision = M Closed = 09/30/2011

3/11/2019

Details

10/03/2011 Jury Trial: Long Cause ▼

Original Type

Jury Trial: Long Cause

Judicial Officer

Zepeda, Carrie

Hearing Time

8:45 AM

Result

Assign to Department

Comment

Text = Est. 10 days Result By = C Result Judge = CZ - Zepeda, Carrie Result Date = 10/03/2011

10/03/2011 Jury Trial: Long Cause ▼

Original Type

Jury Trial: Long Cause

Judicial Officer

Nichols, Leslie C

Hearing Time

9:00 AM

Result

Continued: Court

Comment

Text = Est 10 days Result By = C Result Judge = LCN - Nichols, Leslie Result Date = 10/03/2011

10/04/2011 Jury Trial: Long Cause ▼

Original Type

Jury Trial: Long Cause

Judicial Officer

Nichols, Leslie C

Hearing Time

8:30 AM

Result

Heard: Settled

Comment

Text = Est 10 days cont from 10-03-11 Result By = C Result Judge = LCN - Nichols, Leslie Result Date = 10/04/2011

10/05/2011 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = to mtn in limine # 1 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

3/11/2019

Details

10/05/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to mnt in limine # 2 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

10/05/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to mnt in limine # 3 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

10/05/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = to mnt in limine # 4 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

10/05/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = #6 Legacy Name = CV Mtn In Limine Decision = M Closed = 10/19/2011

10/05/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = mnt in limine # 7 Legacy Name = CV Mtn In Limine Decision = M Closed = 10/19/2011

10/05/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = mnt in limine # 7 Legacy Name = CV Mtn In Limine Decision = M Closed = 10/19/2011

10/05/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment

Text = of Carlos Orellana in support of mnt in limine #8 Legacy Name = CV Declaration Decision = M Closed = 10/19/2011

3/11/2019

Details

10/05/2011 Declaration ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = of Carlos Orellana in support of mnt in limine #6 Legacy Name = CV Declaration Decision = M
Closed = 10/19/2011

10/05/2011 Motion: In Limine ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = for jmt on pleadings Legacy Name = CV Mtn In Limine Decision = M Closed = 10/19/2011

10/05/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = to mtn in limine #4 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

10/05/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = to mtn in limine #3 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

10/19/2011 Court Reporter Per Diem Fees - Half Day ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = \$408.34 deposited for per diem fees. Legacy Name = CV Court Reporter Per Diem Fees Decision
= M Closed = 10/19/2011

10/19/2011 Opposition/Objections ▼

Judicial Officer
McKenney, Kevin E

Comment
Text = to mtn in limine #2 Legacy Name = CV Opposition Decision = M Closed = 10/19/2011

11/03/2011 Court Reporter Per Diem Fees - Half Day ▼

Judicial Officer
McKenney, Kevin E

3/11/2019

Details

Comment

Text = \$408.34 deposited for per diem fees. Legacy Name = CV Court Reporter Per Diem Fees Decision = M Closed = 11/03/2011

11/09/2011 Request: Dismissal ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = X-Complaint filed by Tony Thomas and AT Emerald on 7-20-09 (Filed by Atty Michael Morrissey)
Legacy Name = CV Req:Dismissal, Partial Decision = M Closed = 11/14/2011

01/09/2013 Application: Ex Parte (Fee Applies) ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = for jgmt pursuant to agreement under CCP 664.6, J. Carlos Orellana Legacy Name = CV Ex Parte Appl Decision = M Closed = 01/09/2013

01/09/2013 Declaration: In Support ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of J. Carlos Orellana of ex parte appl for jgmt Legacy Name = CV Decl in Support Decision = M Closed = 01/09/2013

01/09/2013 Notice ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = hrg on ex parte appl for jgmt, J.C. Orellana Legacy Name = CV Ntc of... Decision = M Closed = 01/09/2013

01/09/2013 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = and Declaration of Tony Thomas to the Exparte Application of Kenmark Venture for Judgment
Legacy Name = CV Opposition Decision = M Closed = 01/09/2013

01/09/2013 Judgment ▼

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Comment

Text = **VACATED per Order signed by Judge McKenney 1-18-13**; pursuant to agreement under ccp664.6; jgmt is hereby entered for Kenmark and against def's, Tony Thomas & Michael Gardiner, jointly and severally, in the principal amount of \$6,000,000.00 together with interest on the jgmt *see file for further details* -Execution of jgmt is stayed to January 25, 2013- Signed by Judge McKenney Legacy Name = CV Judgment Decision = V Closed = 01/23/2013

01/09/2013 Miscellaneous: Converted Document ▼

Comment

Kenmark Ventures, LLC vs T. Thomas, et al

01/10/2013 Clerk Rejection Letter ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = re: Sub of Atty- Proof of svc is not signed. Legacy Name = CV Clerk Rejection Ltr Decision = M Closed = 01/10/2013

01/10/2013 Substitution: Attorney ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = old: Machado new: Smith Legacy Name = CV Substitution of Attorney Decision = M Closed = 01/10/2013

01/10/2013 Substitution: Attorney ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = old: Machado new: Smith Legacy Name = CV Substitution of Attorney Decision = M Closed = 01/10/2013

01/11/2013 Opposition/Objections ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = to exparte appl to correct judgment (Mark Kearney) Legacy Name = CV Opposition Decision = M Closed = 01/11/2013

01/11/2013 Application: Ex Parte (Fee Applies) ▼

Judicial Officer

McKenney, Kevin E

3/11/2019

Details

Comment

Text = to exparte appl to correct judgment (J. Carlos Orellana) Legacy Name = CV Ex Parte Appl
Decision = M Closed = 01/11/2013

01/11/2013 Declaration ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = of counsel in supp of to exparte appl to correct judgment (Mark Kearney) Legacy Name = CV
Declaration Decision = M Closed = 01/11/2013

01/23/2013 Order: Ex Parte ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = It is hereby Ordered that: The Judgment dated January 9, 2013 entered by this Court in favor of Kenmark and against Defendants Tony Thomas and Michael Gardiner is VACATED. Defendant Tony Thomas shall have until the end of the day on January 22, 2013 to pay to Kenmark (\$500.000); **See Order for Details** Legacy Name = CV Ex Parte Order Decision = G Closed = 01/23/2013

01/02/2014 Substitution: Attorney ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = old Steven Smith; new Robert Machado Legacy Name = CV Substitution of Attorney Decision = M
Closed = 01/02/2014

01/02/2014 Substitution: Attorney ▼

Judicial Officer

McKenney, Kevin E

Comment

Text = old Steven Smith; new Robert Machado Legacy Name = CV Substitution of Attorney Decision = M
Closed = 01/02/2014

03/07/2014 Application: Ex Parte (Fee Applies) ▼

Judicial Officer

Elfving, William J

Comment

Text = for judgment (Justine Lescroart) Legacy Name = CV Ex Parte Appl Decision = M Closed =
03/07/2014

03/07/2014 Notice ▼

Judicial Officer

Elfving, William J

3/11/2019

Details

Comment

Text = of hearing on ex parte appl for judgment (Justine Lescroart) Legacy Name = CV Ntc of... Decision = M Closed = 03/07/2014

03/07/2014 Declaration ▼

Judicial Officer

Elfving, William J

Comment

Text = of J. Carlos Orellana in support of ex parte appl for judgment Legacy Name = CV Declaration Decision = M Closed = 03/07/2014

03/07/2014 Judgment ▼

Judicial Officer

Elfving, William J

Comment

Text = total judgment: \$4,500,000.00 together with interest; signed by Judge Elfving Legacy Name = CV Judgment Decision = M Closed = 03/07/2014

04/03/2014 Judgment: Notice of Entry (Civil) ▼

Judicial Officer

Elfving, William J

Comment

Legacy Name = CV Ntc:Entry of Jgmt w/Proof of Svc Decision = M Closed = 04/03/2014

10/08/2015 Application: Ex Parte (Fee Applies) ▼

Judicial Officer

Elfving, William J

Comment

Text = for Entry of Judgment Pursuant to Stipulation (David Kornbluh) Legacy Name = CV Ex Parte Appl Decision = M Closed = 10/08/2015

10/08/2015 Declaration: In Support ▼

Judicial Officer

Elfving, William J

Comment

Text = Decl of David I. Kornbluh in Support of Ex Parte Appl for Entry of Judgment Pursuant to Stipulation (David Kornbluh) Legacy Name = CV Decl in Support Decision = M Closed = 10/08/2015

10/08/2015 Judgment: Stipulated ▼

Judicial Officer

Elfving, William J

Comment

Text = The Court, having considered the Stipulation of pltf Kenmark Ventures, LLC and def Anthony Thomas, and good cause appearing therefor, Hereby enters Judgment in favor of pltf and against def

3/11/2019

Details

Anthony Thomas, jointly and severally, on Kenmark Ventures, LLC's fourth cause of action for Fraud and Fifth cause of action for fraud in principal sum of \$4,500,000. This judgment shall accrue interest at the rate of 10% per year from the date of entry of this judgment. The Clerk of the Court is authorized to enter judgment against defendant Thomas in his correct legal name of Anthony Thomas rather than Tony Thomas. See file for further details... Judge Elfving. Legacy Name = CV Stipulated Judgment Decision = M Closed = 10/08/2015

10/08/2015 Judgment: Notice of Entry (Civil) ▼

Judicial Officer
Elfving, William J

Comment
Text = Atty Kornbluh. Legacy Name = CV Ntc:Entry of Judgment w/Proof of Service Decision = M Closed = 10/08/2015

01/14/2016 Hearing: Dismissal after settlement ▼

Judicial Officer
Elfving, William J

Hearing Time
10:00 AM

Cancel Reason
Vacated

Comment
Result By = C Result Judge = KEM - McKenney, Kevin Result Date = 01/10/2013

03/07/2018 Motion: Other ▼

Comment
to enforce settlement

03/07/2018 Memorandum: Points and Authorities ▼

Comment
Memorandum of Points & Authorities

03/07/2018 Declaration: In Support ▼

Comment
Declaration/Affidavit

03/07/2018 Proof of Service ▼

Comment
Proof of Service

04/17/2018 Minute Order

04/17/2018 Motion: Enforce Settlement ▼

3/11/2019

Details

Original Type
Motion: Enforce Settlement

Judicial Officer
Stoelker, James L

Hearing Time
9:00 AM

Result
Held

Comment
Agreement & Enter Judgment Against Def Michael Gardiner by Plt Kenmark Ventures, LLC (David Kornbluh)

02/22/2019 Abstract of Judgment: Issued

02/27/2019 Clerk Rejection Letter ▼

Comment
Ntc. Change of Address - unable to verify if Attorney of Record is associated with firm.

03/04/2019 Substitution: Attorney ▼

Comment
Old: Scanlan New: Kornbluh